

PATENT

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Serial No.: 09/662,203
Applicant: Smith et al.
Filed: September 14, 2000
For: BREATHING ASSISTANCE
APPARATUS
Examiner: GLENN K. DAWSON
Art Unit: 3731
Attorney Docket No.:
1171/38911/80

Certificate of Mailing by "Express Mail"
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Date of Deposit: October 21, 2004
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Jeffery E. Sexton
Jeffery E. Sexton

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COMMUNICATION

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants are in receipt of the Notice of Allowance mailed on September 3, 2004 for the above-designated application. Applicants request to be advised of the following:

1. The Notice of Allowance did not include the initialed Form PTO-1449 for the timely submitted Information Disclosure Statement of August 23, 2004, copy enclosed without references as Exhibit A. A copy of the return post card is attached in Exhibit A indicating that the Information Disclosure Statement was received by the United States Patent and Trademark Office. Applicants request to be advised if this

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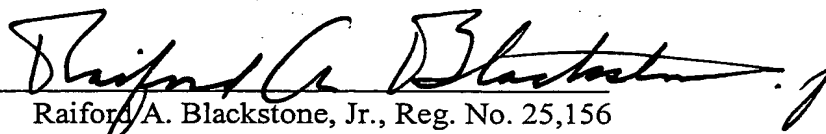
Information Disclosure Statement was considered and requests return
of the initialed form PTO-1449.

Should the Examiner have any questions regarding this Communication, the
Examiner is invited to contact one of the undersigned attorneys at (312) 704-1890.

Respectfully submitted,

Dated: Oct. 21, 2004

By:



Raiford A. Blackstone, Jr., Reg. No. 25,156

Linda L. Palomar, Reg. No. 37,903

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Certificate of Mailing by "Express Mail"	
Express Mailing No.:	<u>EV430279426US</u>
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<u>Jeffrey E. Dawson</u> Jeffrey E. Dawson	

SECOND COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On October 21, 2004 Applicants filed a Communication, copy enclosed, requesting to be notified as to why the Information Disclosure Statement was not included in the Notice of Allowance which was mailed on September 3, 2004 for the above-designated application. However, as of the date of this "Second Communication", no response has been received. Applicant, by and through its attorneys of record, again respectfully requests a report as to the status of the Information Disclosure Statement for the above-noted application.

Should the Examiner have any questions regarding this Communication, the Examiner is invited to contact one of the undersigned attorneys at (312) 704-1890.

Respectfully submitted,

Dated: Dec 1, 2004

By: Raiford A. Blackstone, Jr.
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